

*IN THE U.S. PATENT AND TRADEMARK OFFICE*

U.S. Patent No.: 5,840,910  
Issue Date: November 24, 1998  
Inventors: Shigeru SOUDA, *et al.*  
For: PYRIDINE DERIVATIVES HAVING ANTI-ULCERATIVE  
ACTIVITY

**LETTER CONCERNING  
STATUTORY DISCLAIMER OF PATENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified patent is assigned to EISAI CO., LTD. Enclosed is 'Statement under 37 CFR 3.73(b)' establishing the right of the Assignee EISAI CO., LTD. to act in this matter. Also enclosed is a 'Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address'. Please note that the new correspondence address is:

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Falls Church, VA 22040-0747

for U.S. Patent No. 5,840,910.

Also enclosed herewith is a 'Statutory Disclaimer of Patent under 35 U.S.C. § 253 and 37 CFR 1.321(a)'. In this Statutory Disclaimer, EISAI CO., LTD. disclaims all of the claims in the patent.

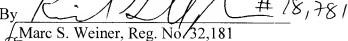
It should be noted that the requisite fee for the Statutory Disclaimer as set forth in 37 C.F.R. § 1.20(d), in the amount of \$130.00, has already been charged to Deposit Account No. 02-2448, in connection with an informational copy of the Statutory Disclaimer which was filed on even date herewith in Reexam Control Number 90/008,220. Accordingly, no further fees are believed to be necessary. If any additional fees are determined to be necessary, the Commissioner of Patents is authorized to charge such fee(s) to Deposit Account No. 02-2448.

If there are any questions concerning this submission, please contact Richard Gallagher, Reg. No. 28,781, at (703) 205-8008.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: October 18, 2006

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